

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : David S. Benco et al.  
FOR : **CONFERENCE CALL SCHEDULING**  
SERIAL NO. : 10/624,740  
FILED : July 21, 2003  
EXAMINER :  
ART UNIT : 2642  
CONFIRMATION NO. : 7174  
ATTORNEY DOCKET NO. : LUTZ 2 00218  
Case Name/No. Benco 29-1-23

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97, 1.98 and MPEP § 609, applicant(s) submit(s) the following Disclosure Statement concerning art of which the applicant(s) is (are) aware. A copy of PTO-1449 is enclosed herewith.

This Information Disclosure Statement is not intended to constitute an admission that any patent, publication or other information referred to herein or submitted herewith is "prior art" for this invention unless specifically designated as such.

In accordance with 37 C.F.R. §1.97(g) and (h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

In accordance with the United States Patent and Trademark Office OG Notice dated 05 August 2003, waiving the requirement under 37 C.F.R. §1.98(a)(2)(i), for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003, Applicant(s) has not enclosed copies of the cited U.S. patents with this Disclosure.

Under § 1.98(a)(3), no concise explanation of relevance is required for information that is in the English language. Accordingly, the enclosed require(s) no further explanation (or no translation is available).

Consideration of the appropriate paragraph(s) indicated below is respectfully requested:

☐ Under § 1.97(b)(1), this Information Disclosure Statement is being filed within three months of the filing date of the application. Although it is believed no fee is necessary, any deficiency in fees should be charged to Deposit Account No. 06-0308.

☒ Under § 1.97(b)(3), this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. Although it is believed no fee is necessary, any deficiency in fees should be charged to Deposit Account No. 06-0308.

☐ Under § 1.97(e)(1), the undersigned certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. Although it is believed no fee is necessary, any deficiency in fees should be charged to Deposit Account No. 06-0308.

☐ Under § 1.97(c)(2), this information shall be considered if filed before the mailing date of a final action if accompanied by a fee in the amount of \$180.00 as required by §1.17(p). Accordingly, the necessary fee accompanies this Information Disclosure Statement. Any overpayment or deficiency can be charged to Deposit Account No. 06-0308.

It is respectfully requested that the attached document(s) be considered and officially cited in examination of this application.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

February 17, 2004  
Date

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216/861-5582

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CERTIFICATE OF MAILING

I certify that this Information Disclosure Statement and accompanying document(s) are being

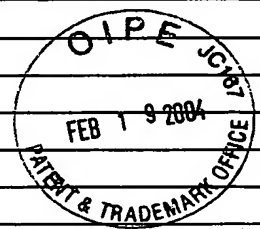
- ☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. 1.8, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
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Signature <u>Stephanie M. Weinhardt</u>
Printed Name Stephanie M. Weinhardt

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Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT(S)</b> <i>(Use as many sheets as necessary)</i>	<div style="text-align: right;"><b>COMPLETE IF KNOWN</b></div> <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;">Application Number</td> <td>10/624,740</td> </tr> <tr> <td>Filing Date</td> <td>07/21/2003</td> </tr> <tr> <td>First Named Inventor</td> <td>Benco et al.</td> </tr> <tr> <td>Art Unit</td> <td>2642</td> </tr> <tr> <td>Examiner Name</td> <td></td> </tr> </table>	Application Number	10/624,740	Filing Date	07/21/2003	First Named Inventor	Benco et al.	Art Unit	2642	Examiner Name	
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Art Unit	2642										
Examiner Name											
Sheet 1 of 1	Attorney Docket No. LUTZ 2 00218 Lucent Case Name/No. Benco 29-1-23										



### U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	Document No. Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-5,583,925	12/10/1996	Bernstein	
	AB	US-5,631,904	05/20/1997	Fitser et al.	
	AC	US-6,219,412 B1	04/17/2001	Wellner et al.	
	AD	US-6,236,644 B1	05/22/2001	Shuman et al.	
	AE	US-6,505,040 B1	01/07/2003	Kim	
	AF	US-			
	AG	US-			
	AH	US-			
	AI	US-			
	AJ	US-			
	AK	US-			
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### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Country Code-Number Kind Code (if known)				
	AM					<input type="checkbox"/>
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	AO					<input type="checkbox"/>
	AP					<input type="checkbox"/>

### OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume/issue number(s), publisher, city and/or country where published	T
	AQ		<input type="checkbox"/>
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Examiner Signature		Date Considered	
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